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*Plaintiffs' Class Counsel*

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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

IN RE: FACEBOOK, INC. CONSUMER  
PRIVACY USER PROFILE LITIGATION

MDL No. 2843  
Case No. 18-md-02843-VC

This document relates to:

ALL ACTIONS

**PLAINTIFFS' ADMINISTRATIVE  
MOTION TO FILE UNDER SEAL  
EXHIBIT A IN SUPPORT OF JOINT  
STATUS REPORT REGARDING  
SETTLEMENT ADMINISTRATION  
AND DISTRIBUTION**

**CIVIL L.R. 7-11 and 79-5**

Judge: Hon. Vince Chhabria  
Courtroom: 4, 17th Floor

Pursuant to Civil Local Rules 7-11 and 79-5 and the Stipulated Protective Order entered by the Court on August 17, 2018 (Dkt. No. 122), Plaintiffs hereby submit this Administrative Motion to File Under Seal Exhibit A in Support of Joint Status Report Regarding Settlement Administration and Distribution for the following document:

	<b>Document</b>	<b>Portions Sought to be Sealed</b>
1	Exhibit A to the Class Counsel Declaration in Support of Joint Status Report Regarding Settlement Administration and Distribution	Entire document

## **I. LEGAL STANDARD**

Although there is “a general right to inspect and copy public records and documents, including judicial records and documents,” *Nixon v. Warner Commc’ns, Inc.*, 435 U.S. 589, 597 & n.7 (1978), the presumption of public access can be overcome where the sealing party “articulate[s] compelling reasons supported by specific factual findings . . . that outweigh . . . public policies favoring disclosure such as the public interest in understanding the judicial process.” *Kamakana v. City & County of Honolulu*, 447 F.3d 1172, 1178–79 (9th Cir. 2006) (citations omitted). Courts “must ‘conscientiously balance the competing interests’ of the public and the party who seeks to keep certain judicial records secret.” *Id.* at 1179 (citing *Foltz v. State Farm Mut. Auto Ins. Co.*, 331 F.3d 1122, 1135 (9th Cir. 2003)).

## **II. PLAINTIFFS MEET THE STANDARD FOR SEALING**

The narrowly-tailored proposed redactions to the above-listed document protects material that describes the competitive and highly sensitive proprietary information regarding the bid responses from Plaintiffs’ RFP process. The non-party vendors who submitted the bids maintain this information as confidential in the ordinary course of business and have not made this information otherwise available to the public at large or to their competitors, and thus have a reasonable expectation of privacy in this information. Much of this information is crucial to the non-party vendors’ commercial success, and is the sort of “sensitive, non-public, confidential, and proprietary business information” that courts routinely seal under the compelling reasons standard.

Sealing the above-listed document “will not interfere with the public’s ability to understand the judicial process.” *Ojmar US, LLC v. Sec. People, Inc.*, No. 16-cv04948-HSG, 2016 WL 6091543, at \*2 (N.D. Cal. Oct. 19, 2016) (sealing the portions of the FAC concerning “[d]efendants’ products, services, and business practices”).

### III. CONCLUSION

For the reasons set forth above, Plaintiffs respectfully request that the Court grant this administrative motion to seal.

Dated: August 14, 2025

Respectfully submitted,

#### KELLER ROHRBACK L.L.P.

#### BLEICHMAR FONTI & AULD LLP

By: /s/ Derek W. Loeser  
Derek W. Loeser

By: /s/ Lesley E. Weaver  
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*Plaintiffs’ Class Counsel*

**ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(i)(3)**

I, Lesley E. Weaver, attest that concurrence in the filing of this document has been obtained from the other signatory. I declare under penalty of perjury that the foregoing is true and correct.

Executed this 14th day of August, 2025, at Oakland, California.

By: /s/ Lesley E. Weaver  
Lesley E. Weaver

**CERTIFICATE OF SERVICE**

I, Lesley E. Weaver, hereby certify that on August 14, 2025, I electronically filed the foregoing document with the Clerk of the United States District Court for the Northern District of California using the CM/ECF system, which will send electronic notification to all counsel of record. I also caused a copy of the under seal filings to be delivered to counsel for Defendant Facebook, Inc. via electronic mail.

/s/ Lesley E. Weaver  
Lesley E. Weaver